

These are the minutes of the regular monthly meeting of the Board of Supervisors of the Town of Bass Lake, Sawyer County held on Monday, June 11, 2012. Members Present: Chairperson Justin Hall, Supervisors Dave Aubart, Ralph Meixner, John McCue, Doug Mrotek, Treasurer Kari Aderman and Clerk Erica Warshawsky.

Chairperson Hall called the meeting to order 6:38 pm.

Clerk Warshawsky affirmed that the agenda was posted in accordance with open meetings law.

Motion by McCue, seconded by Aubart to move agenda item 10c Harvesting of Trees on Town Property behind Consent Agenda. Motion carried.

Motion by McCue, seconded by Mrotek to approve consent agenda listed below:

- a. Approve Agenda
- b. Review and Approve Vouchers for May, 2012
- c. Minutes of the May 14, 2012 Regular Meeting
- d. Minutes of the May 7, 2012 Fire Department Meeting
- e. Minutes of the April 5, 2012 Planning Committee Meeting

Motion carried.

Hall introduced Ross Langham from Johnson Timber. Langham spoke to the DNR and pulled a 1986 management plan and took it into the field with him and agrees with it. Nothing needs to be addressed as far as management is concerned. In 8-10 years the Town may want to do something. Langham suggested reevaluating in 5 years. Everything is healthy and looks good. Discussion followed.

Hall reported that correspondence was received from Sawyer County approving the Skille Conditional Use Permit. Correspondence was received from Kris Mayberry, County Clerk correcting a deed for property purchased by the Town last year. A Notice of Hearing was received from the Public Service Commission of Wisconsin for a hearing to be held on Thursday, July 19, 2012 at 1:00 pm and 6:00 pm at the Stone Lake Lion's Hall regarding the application of Northern States Power Company-Wisconsin to upgrade electric transmission facilities between the existing Stone Lake and Couderay Substations. Como Oil and Propane sent a pre-buy notice. Hall said the notice will have to be discussed next month.

Hall presented the conditional use application for James G. Taylor Revocable Trust. The property is zoned Residential/Recreational One. The purpose of the request is for the location/operation of a 5-bedroom bed and breakfast (B&B) in an existing dwelling. The owner was present. McCue read the Planning Committee's decision denying the application. The County sent out 8 letters. 4 letters were returned; 3 against and 1 not opposed. Additional letters against the application were received. Taylor and his niece's husband, Matt Prom presented the application. Prom passed out handouts to the Board. Prom explained that Taylor is applying for a conditional use permit to operate as a part time bed and breakfast for international clients. The house has 5 bedrooms and 3 bathrooms. The adjacent properties are vacant and no modifications are intended. Concerns from the Planning Committee meeting were addressed. No one addressed concerns with Taylor. As far as noise and traffic is concerned, Taylor is required to follow the law. The devaluation of property was addressed. The property is a meticulously kept property. The property is on its second generation. There is a 2-stall garage and there will be less traffic as a B&B because clients will be picked up at the airport. Local clientele will be booked a group at a time. The B&B will be a benefit to the community and help the local businesses. The B&B will be a positive contribution. Ron Miller spoke in opposition. Miller lives directly across the street. It would be a tremendous change to the neighborhood. It's a very narrow road and parking is a concern now. A fire truck couldn't make it through with cars parked on the street. There are also a lot of kids and adults

walking in the neighborhood. Miller is very opposed. Larry Rusk spoke against the application. Rusk lives within 300ft on the LCO side. Rusk stated that the parking is bad and the noise is atrocious and he is strictly against it. Judy Lovely is opposed. Lovely owns the lot next to Taylor. Lovely stated that Durphee Lake is small and shrinking and can't handle more water traffic. Phil Nies said that the Planning Committee read through all the letters received. Nies said that it is putting a commercial interest in a residential area. Last winter, there were a lot of complaints about parking and noise. The Planning Committee is not looking to deny but for a reason to approve. Fire Chief Marv Mullet said that he is concerned about fire protection. Parking on the side of the road would be a nightmare. Ritore is opposed. It sets precedence and is difficult to deny in the future. It's a pristine area and should be kept as it is. Ken Macke spoke. He has a cabin on Durphee Lake and objects to increased traffic on Durphee Lake and questioned if the septic could handle such use. McCue said the County checked and there is a holding tank. Don Envy spoke in opposition due to the size of the lake and recreational activity. Taylor addressed concerns regarding parking, traffic and noise. Taylor called the Sheriff's department and asked if there were any complaints and was told there were none. Taylor said that no one has ever called him and everything said about noise is speculation. He has a big family and puts cars in the driveway. He has no intention of parking on the street. Taylor said that he has occasionally parked on the street. There have been fireworks until 11:00pm on the 4th of July. Taylor said that lake traffic couldn't be worse than it already is. The house will not be changed. He encouraged his neighbors to call him. Taylor said that 92% of statistics are made up and the application should not be denied based on speculation. There have been no complaints and the septic was upgraded in 2007. Taylor said that you can only have so many docks on the lake. Taylor said the reason for the application is that he is a disabled vet and was told by his doctor to find a different occupation and this would be good for him. Tom Jones spoke in favor. Jones said that there are rentals in the surrounding area. Motion by McCue to deny with Planning Committee's reasons, seconded by Meixner to deny with discussion. Hall doesn't want to see a rezone. Meixner agrees with Hall. It's the location that poses a problem. Aubart agrees with the type of business but has an issue with the zoning. He has stayed at many B&Bs throughout the country and Taylor is asking to do it in a location it doesn't fit. Mrotek said he understands both sides but the location is a concern. Vote to deny unanimous. Application denied. Motion carried.

Hall asked Highway Chief, Truit Campbell to report on the park fences. Campbell reported that it will cost around \$1,500 to put up a split rail fence at Post and Poplar. Dressy Log Furniture has benches for \$25.00/ft. The Board previously voted to go ahead with the Harvey Park fence. Pete Sanders asked about parking. Nies explained that a split rail fence would run down each side. The ice ridge will be pulled back, a wandering path will be created and the shoulder widened to park 2 cars sideways. Tom Jones asked where split rail fence would be. Nies responded down the property line and the wandering trail will be made out of wood chips. Sanders said that parking would create a safety hazard. He is not objected to walking easements. Discussion followed. Jones asked if the Town would be responsible for plowing. Hall said yes. Discussion followed. Tom Burgess said he seriously questions if 2 spaces are adequate for a park and said that there are dangerous blind spots. Hall said the Board voted to go ahead with the requests for the park. Hall said the request came up through Olson and was brought up from 3 different people. Harvey Park was down on agenda and slated as a rustic entrance. Discussion followed and Tom Jones spoke in opposition stating it would be a tremendous burden and should be set up as a conditional use. Hall replied that in 1927 it was designated as a park. Park hours will be posted. Jones said it would be a burden on the neighborhood. Discussion followed. Hall said that it's there for the people of Bass Lake. Mark Olson said that there is no parking at Durphee boat landing. Hall asked Olson to go back to the Planning Committee to refine the plan. Discussion followed. Mark Lastrup said that there

are no speed limit signs. Hall said that Circle could have a speed limit posted. Char Jones asked if a sign for the park would be posted. Olson answered yes. Olson said that concerns could be discussed at the next Planning Committee meeting which meets the first Thursday of the month.

Fire Chief Mullet gave the Fire Department report. The new tender truck has been completed.

Motion by Meixner, seconded by McCue to approve the 3 new firemen: Jeff Peake, Patrick Peake and Ethan Peake. Motion carried.

Mullet reported that Bob Krause and Truit Campbell are certified and the department has 10 certified firefighters.

Mullet also reported that both pumpers have been tested and tested out very well.

Hall explained an air compressor was purchased at an auction and asked the Board to approve the compressor purchase after the fact for \$5,200. Mullet explained that the air compressor purchased would allow the department to train with air packs. Motion by McCue 2, seconded by Aubart to approve the purchase. Motion carried.

Mullet asked the Board for permission to block the center small window to facilitate airflow. Motion by McCue, seconded by Mrotek to block the window. Motion carried.

Aubart reported that the Building Committee held a meeting on May 16, 2012. The committee went through the buildings. Town Hall needs a roof. Treasurer Aderman asked if Town Hall needs a roof or shingles. Aubart answered shingles. Aubart reported that the Fire Department building is inadequate. Ideas were thrown around - nothing concrete. The committee is looking at options. The building in Winter cost over \$400,000.00. Aubart reported that grants are no longer available. The ideas will be narrowed down at the next meeting. Hall suggested looking into putting up a building for equipment. Aubart said it would be reasonable to put up an addition at the Highway Shop and it would give us a place to store equipment. The next Building Committee meeting will be posted.

Campbell gave the Highway Report. The Highway Department has been clearing a lot of trees due to wind damage; they have also been grading and have started mowing.

Hall gave the TRID update. The Town received approval for Highline Road. Campbell met with the engineers to lower costs. Campbell explained the difference between recondition and reconstruction. Campbell talked to the engineers. Their design was for 40 mph and came in at \$580,000.00. They went down to 30 mph (State minimum) and that was \$452,000.00. Further research was done and roads with usage under 250 cars have no designed speed limit. The parking area was also included. The revised estimate is down to \$331, 973.00. Campbell reported that there still is an issue with using our gravel. If that can be resolved, it could save \$66,000.00. Discussion followed. Hall asked if the hills would be taken down. Campbell answered yes.

Chairperson Hall opened bids for Crack Sealing and Seal Coating. Bids are as follows:
Crack sealing:

American Pavement Solutions	\$22,633.19 (broken down by road)
Fahrner Asphalt Sealers, LLC	\$19,720.00

Campbell reported that the Fahrner bid includes \$3,000.00 extra for the DNR boat landing requests. Meixner asked if the boat landing was included in the American Pavement Solutions bid and what was their portion. Campbell answered yes and said \$4,072.78 was for landing. Discussion followed.

Seal Coating:

Scott Construction, Inc.	\$103,618.00 (5/16 fractured aggregate)
Farner Asphalt Sealers, LLC	\$ 98,216.67 (5/16 fractured aggregate)
Farner Asphalt Sealers, LLC	\$108,496.11 (copper slag)

Hall said he prefers copper slag. Motion by Mrotek, seconded by McCue to go with Fahrner for crack sealing and seal coating with copper slag. Motion carried. Campbell reported that \$108,000.00 is not in the budget, but he has a priority list. McCue told Campbell to do what he needs to do to stay in budget.

A motion was requested to bid the Highline Road Project. Motion by McCue, seconded by Aubart to approve the \$331,000.00 plan set up by the engineers. Motion carried. Campbell and the engineers will request bids and open at the next Board meeting. Phil Nies asked to include parking. Discussion followed. Motion by Aubart, seconded by McCue to advertise for bids including parking. Motion carried.

Campbell reported that the Stone Lake Road repair project would start on June 20, 2012. Campbell described project. Discussion followed.

Chairperson opened the asphalt bids for Stone Lake Road. Bids are as follows:

Monarch Paving Company	\$17,085.60
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Campbell reported that Statewide picked up a bid spec list. Hall said that \$17,085.60 is just blacktop. McCue said that the amount is coming out of the \$75,000.00 carried over. The proposal for the Recondition of Stone Lake Road was discussed. D&D Excavation, Inc. was awarded the project (Doug Mrotek did not vote on the proposals. Pete Sanders asked about road access. Campbell said 1 lane will be open. Sanders asked about Highline Road. Campbell said it could be shut down 7 – 10 days. Sanders said he is concerned about fire access. Campbell said the dump would be closed for a day. Motion by McCue, seconded by Aubart to approve Monach's bid. Motion carried.

Campbell presented the driveway permit application for Earl and Nancy Emerick. Campbell reported that there is already a roughed in driveway and it does not need a culvert. Motion by McCue, seconded by Meixner to approve the application. Motion carried.

Treasurer Aderman presented the Treasurer's Report. Aderman reported that as of May 31, 2012, the Town has a total of \$566,280.68 in all of their accounts and that the Treasurer and Clerk balanced for the month. Motion by McCue, seconded by Meixner to approve the Treasurer's Report. Motion carried.

Clerk Warshawsky reported that the June 5, 2012 recall election ran smoothly and thanked all the election workers. Warshawsky thanked Phil Nies for his time and effort on Harvey Park.

Warshawsky gave the update on the Bass Lake website redesign. Warshawsky is still working with CCS on posting agendas and minutes to the website. Once that is complete, work on the redesign will begin.

Hall gave the update on the tornado warning siren. The siren needs to be 100 ft. from the building. We are still getting quotes and Hall will report back next month.

Hall gave the update on the Williams Bay nuisance complaint. Hall met with an owner. The owners are putting the property up for sale and are looking for a painter. If they can't find a painter they will paint it themselves in a couple of months.

Motion by Mrotek, seconded by McCue to approve the sale of Outlot 1, CSM 7838 from the parcel Harvey Park as approved by the electors to sell only Outlot 1, CSM 7838 (dated 5-22-12), from the parcel Harvey Park located in the subdivision of Courte Oreilles Park 2nd Addition to Royal Brandt for the minimum sum of \$14,000.00. The removal of the drainage pipe on the lot must occur before the sale can be completed. If Outlot 1 is sold to Royal Brandt, a combined conveyance restriction be placed by Royal Brandt on the plat and his deed as follows:

The following parcels are consolidated for all purposes, including those of assessment, taxation and conveyance of lot 1, block 2 of Courte Oreilles Park 2nd addition with Outlot 1 of Harvey Park, CSM 7838, dated 5-22-12.

The reason for the sale is to resolve an encroachment by Royal Brandt and may not be construed as a policy or action for any other encroachments of public property in the past or the future.

Roll call vote: Mrotek – yes, McCue – yes, Meixner - yes, Aubart – yes, Hall – yes. Motion carried.

Liquor license applications were presented to the Board. Aubart reported there were no felonies. Motion by Meixner, seconded by McCue to approve all liquor license applications. Motion carried.

Cigarette license applications were presented to the Board. Motion by Aubart, seconded by Mrotek to approve all cigarette license applications. Motion carried.

Operator license applications were presented to the Board. Aubart reported there were no felonies. Motion by Mrotek, seconded by Meixner to approve all operator license applications. Motion carried.

Public Comment

Motion by Meixner, seconded by McCue to adjourn at 8:14 pm. Motion carried.

/s/ Erica Warshawsky, Clerk